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UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

DAKOTA TRUCK UNDERWRITERS,

Plaintiff,

vs.

ANNETT HOLDINGS, INC.,

Defendants

Civ. 06-4139

**STIPULATION FOR DISMISSAL OF
COUNTERCLAIM PURSUANT TO FED. R. CIV.
P. 41(a)(1) and (c)**

Plaintiff Dakota Truck Underwriters and Defendant Annett Holdings, Inc., by and through their undersigned counsel, hereby stipulate and agree that the Defendant's Counterclaim against the Plaintiff may be dismissed without prejudice pursuant to Fed. R. Civ. P. 41(a)(1)(ii) and Fed. R. Civ. P. 41(c).

Dated this 29th day of November, 2007.

**JOHNSON, HEIDPRIEM, JANKLOW,
ABDALLAH & JOHNSON, L.L.P.**

By 

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~and~

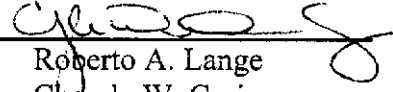
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Attorneys for Defendant

Dated this 21st day of November, 2007.

**DAVENPORT, EVANS, HURWITZ
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BY: 
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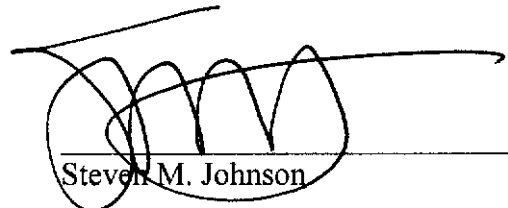
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Stipulation for Dismissal of Counterclaim Pursuant to Fed. R. Civ. P. 41(a)(1) and (c) of was served by electronic filing upon the following individuals:

Roberto A. Lange
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Sioux Falls, SD 57101-1030

Dated this 21st day of ~~December~~ ^{November}, 2007.


Steven M. Johnson